

### **REMARKS/ARGUMENTS**

Upon entry of the instant amendment, claims 1-13 are pending. Claim 1 has been amended to more particularly point out the applicant's invention. It is respectfully submitted that upon entry of the instant amendment, the application is in condition for allowance.

### **CLAIM OBJECTIONS**

Claim 1 has been amended as suggested in Paragraph 3 of the Official Action. As such, the objection should be obviated.

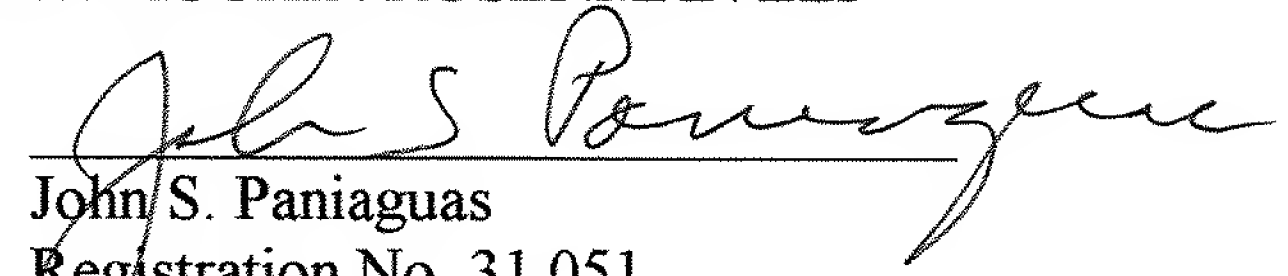
### **CLAIM REJECTIONS – 35 U.S.C. § 103**

Claims 1-13 have been rejected under 35 U.S.C. § 103 as being unpatentable over Darbee et al (U.S. Patent No. 6,130,726) in view of Moroney (U.S. Patent No. 6,532,593). It is respectfully submitted that the claims, as amended, define subject matter not disclosed or suggested by either the Darbee et al or Moroney patents. In particular, the claims recite a remote control device that displays a list of digital content stored on a remote computing platform. The remote control device also allows stored digital content to be selected and played. The Darbee et al patent is also a remote control device but for a consumer electronic device. The Darbee et al patent displays a TV program guide, for example which enables available TV programs to be displayed and played. The Moroney patent discloses a set top box that can store digital content. The Moroney patent teaches the use of an on-screen display of as a playback interface. Neither patent discloses a remote control device for displaying a list of digital content stored on a remote computing platform. As such the Moroney patent teaches away from a user interface which does not require the use of a display associated with the computing platform. In as much as neither the Darbee et al or the Moroney patent disclose a remote control device with a display which displays a list of digital content stored on a remote computing platform, it is respectfully submitted that a *prima facie* case of obviousness has not been made out. Accordingly, the Examiner is respectfully requested to reconsider and withdraw this rejection.

Respectfully submitted,

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